

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CITIZENS FOR CONSUMER JUSTICE, COLORADO )  
PROGRESSIVE COALITION, CONGRESS OF )  
CALIFORNIA SENIORS, FLORIDA ALLIANCE FOR )  
RETIRED AMERICANS, HEALTH CARE FOR ALL, )  
INC., MASSACHUSETTS SENIOR ACTION COUNCIL, )  
MASSPIRG, MINNESOTA SENIOR FEDERATION, )  
NEW JERSEY CITIZEN ACTION, NEW YORK STATE )  
WIDE SENIOR ACTION COUNCIL, PENNSYLVANIA )  
ALLIANCE FOR RETIRED AMERICANS, VERMONT )  
PUBLIC INTEREST RESEARCH GROUP, WEST )  
VIRGINIA CITIZEN ACTION, and WISCONSIN )  
CITIZEN ACTION, )

Plaintiffs,

v.

ABBOTT LABORATORIES, INC., ALLERGAN )  
WORLDWIDE, ALPHA THERAPEUTIC CORP., )  
AMERICAN BIOSCIENCE, INC., AMERICAN HOME )  
PRODUCTS, AMGEN, INC., ASTRAZENECA US, )  
AVENTIS PARMA, BAYER AG, BASTER )  
INTERNATIONAL, INC., BRISTOL-MYERS SQUIBB )  
CO., CHIRON, FUGISAWA HEALTHCARE, INC., )  
GLAXOSMITHKLINE, PLC, GENSLA SICOR )  
PHARMACEUTICALS, INC., GLAXO WELLCOME, )  
INC., GLAXO WELLCOME, PLC, IMMUNEX CORP., )  
ICN PHARMACEUTICALS, INC., HOESCHT MARION )  
ROUSSEL, INC., ELI LILLY AND COMPANY, )  
ONCOLOGY THERAPEUTICS NETWORK CORP., )  
PHARMACIA CORP., SCHERING-PLOUGH, CORP., )  
SICOR, INC., SMITHKLINE BEECHAM )  
CORPORATION, TAKEDA CHEMICAL INDUSTRIES )  
LTD., TAP PHARMACEUTICAL PRODUCTS, INC. )  
And JOHN DOES 1-200, )

Defendants

C.A. No. 01CV-12257PBS

FILED  
IN CLERKS OFFICE  
2002 JAN 28 P 4:20  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

ASSENTED-TO MOTION OF DEFENDANTS TAP PHARMACEUTICAL PRODUCTS  
INC. AND ABBOTT LABORATORIES FOR ENLARGEMENT OF TIME

DOCKETED  
4

1-29-02 SARUS, D.S.: MOTION ALLOWED.  
EXTENSION GRANTED TO MARCH 21, 2002.  
By THE Court, *Robt C. Allen*, DEPUTY CLERK.

Defendants TAP Pharmaceutical Products Inc. ("TAP") and Abbott Laboratories ("Abbott") hereby move for an enlargement of time, to March 21, 2002, to answer, move, or otherwise respond to the Complaint in this putative class action. As grounds for this motion, TAP and Abbott state:

1. This is a complex action in which plaintiffs, purportedly on behalf of themselves and on behalf of all others similarly situated, allege claims under federal antitrust laws and the Racketeer Influenced and Corrupt Organizations Act ("RICO") in connection with the pricing of pharmaceutical products manufactured and sold by various drug companies.

2. The Complaint was served on TAP and Abbott on January 8, 2002.

3. Additional class action complaints raising the same issues have been filed in other courts throughout the country.

4. Because of the complexity of the issues raised by the Complaint in this matter, and because of the procedural complexities arising from the filing of multiple actions in multiple jurisdictions, TAP and Abbott require additional time to prepare their responses.

5. Counsel for TAP and Abbott have conferred with plaintiffs' counsel regarding TAP and Abbott's need for additional time. Plaintiffs' counsel has agreed to an extension until March 21, 2002, of the deadline for TAP and Abbott to answer, move or otherwise respond to the Complaint.

Respectfully submitted,

Dated: January 28, 2002

TAP PHARMACEUTICAL PRODUCTS INC. and  
ABBOTT LABORATORIES

By their attorneys,




Joseph F. Savage, Jr. (BBO #443030)  
Matthew A. Wolfman (BBO# 639991)  
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Assented to:

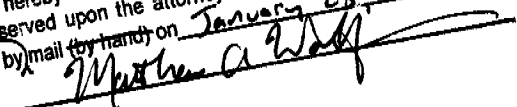
CITIZENS FOR CONSUMER JUSTICE, et al.

by their attorneys,



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132/35.2269568

CERTIFICATE OF SERVICE  
I hereby certify that a true copy of the above document was  
served upon the attorney of record for each other party  
by mail for hand on January 28, 2002  
  
overnight